

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Valentina Concha-Toro	Team: Squad #15	CCRB Case #: 201908867	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 10/09/2019 2:00 PM	Location of Incident: 109 Precinct stationhouse	Precinct: 109	18 Mo. SOL 4/9/2021	EO SOL 11/24/2021	
Date/Time CV Reported Wed, 10/09/2019 2:28 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 10/09/2019 2:28 PM		

Complainant/Victim	Type	Home Address
[REDACTED]	[REDACTED]	[REDACTED]

Witness(es)	Home Address
[REDACTED]	[REDACTED]

Subject Officer(s)	Shield	TaxID	Command
1. POF Eugenia Williams	02407	945101	109 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. SGT Isidoros Benetos	03214	952458	109 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POF Eugenia Williams	Abuse: Police Officer Eugenia Williams did not process § 87(2)(b)'s complaint regarding an officer.	[REDACTED]
B.POF Eugenia Williams	Abuse: Police Officer Eugenia Williams failed to obtain language interpretation services for § 87(2)(b)	[REDACTED]

Case Summary

On October 9, 2019, § 87(2)(b) submitted this complaint with the CCRB over the telephone.

At approximately 2:00 p.m. on October 9, 2019, § 87(2)(b) went to the 109th Precinct stationhouse to complain about two VTL summonses he had received the day prior. § 87(2)(b) had a printout of information on how to file a complaint. PO Williams allegedly failed to process § 87(2)(b)'s complaint (**Allegation A: Abuse of Authority** – § 87(2)(g) PO Williams also allegedly failed to obtain language interpretation services for § 87(2)(b) (**Allegation B: Abuse of Authority** – § 87(2)(g) § 87(2)(b) exited the stationhouse without filing a complaint. No summonses were issued or arrests made during this incident.

Findings and Recommendations

Allegation (A) Abuse of Authority: Police Officer Eugenia Williams did not process § 87(2)(b)'s complaint regarding an officer.

Allegation (B) Abuse of Authority: Police Officer Eugenia Williams failed to obtain language interpretation services for § 87(2)(b)

It is not in dispute that § 87(2)(b) interacted with PO Williams inside the 109th Precinct stationhouse. § 87(2)(g)

§ 87(2)(b) does not speak English and is a speaker of Mandarin Chinese. In § 87(2)(b)'s CCRB statement (Board Review 01) he stated that he went to the 109th Precinct stationhouse with a paper printout from the CCRB website which explains in English how civilians can file a complaint. Upon entering the 109th Precinct stationhouse, he entered the complaint room and he showed the piece of paper to a female officer in uniform. § 87(2)(b) pointed to the paper which stated, "Go to any Police Station." The female officer allegedly waved § 87(2)(b) away and he exited the stationhouse. Outside the stationhouse § 87(2)(b) called his friend § 87(2)(b) and walked back into the stationhouse's complaint room. § 87(2)(b) gave the paper and telephone with § 87(2)(b) on the line a male. The male spoke to § 87(2)(b) and returned the telephone to § 87(2)(b). § 87(2)(b) informed § 87(2)(b) there were no complaint forms at the stationhouse.

§ 87(2)(b) in a telephone statement (Board Review 02) stated an unknown female informed her over the phone that there were no complaint forms at the stationhouse and § 87(2)(b) needed to call or file the complaint online. § 87(2)(b) believed the female was referring to the CCRB.

PO Williams stated (Board Review 03) that she was the property officer and was working in the property room. PO Williams did not have any independent recollection of the incident. PO Williams did not recognize § 87(2)(b) from his CCRB photograph. PO Williams did not recall interacting with a Chinese speaking individual. PO Williams was not aware of any other officer interacting with a Chinese speaking individual. PO Williams did not recall speaking to any individual regarding a complaint. PO Williams denied waving § 87(2)(b) away. PO Williams denied refusing to take § 87(2)(b)'s civilian complaint.

Surveillance video from inside the 109th Precinct stationhouse (Board Review 04) showed that PO Williams encountered § 87(2)(b) when he first entered the stationhouse and pointed § 87(2)(b) to the complaint room. § 87(2)(b) entered the complaint room (Board Review 05) and spoke to a male who was identified by PO Williams and Sgt. Isidoros Benetos as a civilian employee. An unidentified female civilian who was in the room prior to § 87(2)(b) joined their conversation. § 87(2)(b) pointed to a

paper he had in his hand. § 87(2)(b) exited the stationhouse but returned to the complaint room. PO Williams and § 87(2)(b) were inside the complaint room together, but they were both out of frame of the camera, and it is unknown whether they had any further interaction. The video does not show § 87(2)(b) handing his cell phone to anyone inside the stationhouse. § 87(2)(b) then left the stationhouse.

Based on the video evidence, it has been determined that § 87(2)(b) spoke to a male civilian employee of the NYPD and showed him the paper which indicated he wished to file a complaint. No other interaction between § 87(2)(b) and PO Williams was captured on video other than when PO Williams pointed § 87(2)(b) in the direction of the complaint room. Due to the inconsistent statements between § 87(2)(b) and § 87(2)(b) regarding who spoke to § 87(2)(b) on the cellphone, and the inconclusive video evidence, the investigation was unable to determine who informed § 87(2)(b) there were no complaint forms.

§ 87(2)(g)

§ 87(2)(g)

Civilian and Officer CCRB Histories

- This is the only CCRB case to which § 87(2)(b) has been a party (Board Review 06).
- PO Williams has been a member-of-service for 12 years and has eight CCRB allegations in three cases with no substantiated allegations. § 87(2)(g)

Mediation, Civil and Criminal Histories

- § 87(2)(b) declined to mediate this complaint.
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
- On February 6, 2020, an email to the New York City Comptroller's Office was sent for a Notice of Claim request, and will be added to the case file upon receipt (Board Review 08).

Squad No. 15

Investigator: _____
Signature Print Title & Name Date

Squad Leader: _____
Signature Print Title & Name Date

Reviewer: _____
Signature Print Title & Name Date